STATE OF NEW YORK

726

2019-2020 Regular Sessions

IN SENATE

(Prefiled)

January 9, 2019

Introduced by Sen. MONTGOMERY -- read twice and ordered printed, and when printed to be committed to the Committee on Commerce, Economic Development and Small Business

AN ACT to amend the alcoholic beverage control law, in relation to authorizing the issuance of a license to certain motion picture theatres

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 64-a of the alcoholic beverage control law is amended by adding a new subdivision 6-a to read as follows:

6-a. Notwithstanding subdivision six of this section, the authority may issue a license to serve beer, wine and cider as provided for in section eighty-one-a and section one hundred six of this chapter, to a corporation organized pursuant to the not-for-profit corporation law operating a motion picture theatre on a part-time or full-time basis located on the premises of any of the following three parcels. Provided, however, the authority shall require that (i) each of the following three parcels secures written support, that is filed with the authority, for any such license from the relevant local community boards, and (ii) each such license shall stipulate that while beer, wine and cider are being given away, sold, or otherwise made available during the showing of any motion picture or film in any screening room of a motion picture theatre or film theatre located on the premises of any of the three parcels, then every customer, patron, guest or member admitted to such motion picture or film theatre must be twenty-one years of age or older, and the process by which such policy shall be implemented and enforced.

PARCEL A

BEGINNING at the corner formed by the intersection of the Southerly side of Lafayette Avenue with the Easterly side of Ashland Place;

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

LBD03551-01-9

RUNNING THENCE Easterly along the Southerly side of Lafayette Avenue, one hundred and seventy-six (176) feet one (1) inch to the Westerly side of St. Felix Street,

THENCE Southerly along the Westerly side of St. Felix Street, two hundred and fifteen (215) feet;

THENCE Westerly parallel with Lafayette Avenue and part of the distance through a party wall, one hundred and eighty-five (185) feet one-half (1/2) of an inch to the Easterly side of Ashland Place;

THENCE Northerly along the Easterly side of Ashland Place, two hundred and fifteen (215) feet two and one-quarter (2 1/4) inches to the corner, the point or place of BEGINNING.

PARCEL B

BEGINNING at the corner formed by the intersection of the Southerly side of Lafayette Avenue (90 feet wide) with the Westerly side of Ashland Place (Irregular width) as said streets appear on the Final Topographical Maps of the City of New York for the Borough of Brooklyn;

RUNNING THENCE Southerly along the Westerly side of Ashland Place, 94.17 feet to an angle point;

THENCE Southerly along the Westerly side of Ashland Place along a line forming an interior angle with the preceding course of 179 degrees 58 minutes 47 seconds, 292.51 feet to an angle point;

THENCE Southerly along the Westerly side of Ashland Place along a line forming an interior angle with the last mentioned course of 177 degrees 38 minutes 04 seconds, 21.21 feet to an angle point;

THENCE Southerly along the Westerly side of Ashland Place along a line forming an interior angle with the preceding course of 181 degrees 31 minutes 04 seconds, 21.73 feet to an angle point;

THENCE Southerly along the Westerly side of Ashland Place along a line forming an interior angle with the last mentioned course of 180 degrees 30 minutes 24 seconds, 21.65 feet to an angle point;

THENCE Southerly along the Westerly side of Ashland Place along a line forming an interior angle with the preceding course of 178 degrees 12 minutes 02 seconds, 21.95 feet to an angle point;

THENCE Southwesterly along a line forming an interior angle with the last mentioned course of 114 degrees 19 minutes 06 seconds, 9.17 feet to the Northeasterly side of Flatbush Avenue (110 feet wide) as said street appears on the Final Topographical Maps of the City of New York for the Borough of Brooklyn;

THENCE Northwesterly along said Northeasterly side of Flatbush Avenue (110 feet wide), 371.37 feet;

THENCE Northerly along a line forming an interior angle with the Easterly side of Flatbush Avenue (110 feet wide) 156 degrees 44 minutes 32 seconds, 18.49 feet;

THENCE Westerly along a line forming an interior angle with the last mentioned course 271 degrees 42 minutes 46 seconds, 2.99 feet;

THENCE Northerly parallel with the easterly side of Flatbush Avenue (Temple Square) and along a line forming an exterior angle with the last mentioned course of 88 degrees 50 minutes 32 seconds, 109.30 feet to the Southerly side of Lafayette Avenue (90 feet wide); and

THENCE Easterly along the Southerly side of Lafayette Avenue, 152.51 feet to the corner formed by the intersection of the Southerly side of Lafayette Avenue with the Westerly side of Ashland Place, the point or place of BEGINNING.

PARCEL C

BEGINNING at a point on the Northerly side of Fulton Street (80' wide) a distance of 46 feet 10 inches (46.83) Southeasterly from the inter-

section of the Northerly side of Fulton Street with the Easterly Side of Rockwell Place (50' wide) and;

RUNNING THENCE Northeasterly at right angles to Fulton Street a distance of 65 feet 7 inches (65.58) to a point;

THENCE Northerly and parallel with Rockwell Place a distance of 49 feet 8 inches (49.67) to a point;

THENCE Easterly at right angles to Ashland Place (50' wide) a distance of 25 feet (25.0) to a point;

THENCE Northerly and parallel with Ashland Place a distance of 55 feet 1 inch (55.08) to a point;

THENCE Easterly at right angles to Ashland Place a distance of 100 feet 6 inches (100.5) to a point on the Westerly side of Ashland Place;

THENCE Southerly along the Westerly side of Ashland Place a distance of 119 feet 11 inches (119.92) to a point;

THENCE Westerly at right angles to Ashland Place a distance of 79 feet 1 inches (79.08) to a point;

THENCE Northwesterly 2 feet 1 inch (2.08 described, actual distance 2.06) to a point;

THENCE Southwesterly at right angles to Fulton Street a distance of 78 feet 4 inches (78.4) to a point on the Northerly side of Fulton Street;

THENCE Northwesterly along said Northerly side of Fulton Street 45 feet (45.0) to the point or place of BEGINNING.

§ 2. This act shall take effect immediately.